IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.3445 OF 2005

Vighnaharta Builders & Projects Pvt.Ltd. ...Plaintiff
V/s.
Mrs.Khairunissa Hasan Mohammed & Ors. ...Defendants

Mr.Shyam Mehta i/b Satendra Kumar for the Plaintiff.
Mr.Raj Patel i/b Sonal Doshi & Co. for Defendant Nos.1 to 18, 26 to 28, 31 to 36.
Mr.D.F. Sharma i/b Dharan & Co. for Defendant No.37.
Ms.Trupti Gohil for Defendant Nos.20 to 25 and 30.
Mr.Chetan Kapadia i/b Srivastav & Co. for Defendant Nos.29(b), (c) and (e).
Mr.Rohit Shetty for Defendant Nos.29(a) and (d).
Mr.Vazirani i/b Hariyani & Co.- Escrow Agent present.

CORAM : S.J. VAZIFDAR, J.
DATED : 7TH SEPTEMBER, 2006.

P.C. :

1. Leave to amend as per the draft amendment tendered in Court, taken on record and marked "X" for identification.

2. The suit is disposed of as between the Plaintiff and Defendant Nos.1 to 3, 5 to 18, 20 to 28 and 30 to 37 in terms of the consent terms tendered in Court, taken on record and marked "X1" for identification.

3. The suit is disposed of as between the

Plaintiff and Defendant Nos.29(a) to (d) in terms of the consent terms tendered in Court, taken on record and marked ""X2" for identification.

4. Both the said consent terms have been signed by the parties and/or their constituted attorneys and their advocates.

5. Ms.Gohil, the learned counsel appearing on behalf of Defendant Nos.20 to 25 and 30 undertakes to file her Vakalatnama within one week from today.

6. All parties state that the earlier mandate to the Escrow Agent was only from the parties to these proceedings all of whom are represented presently. All parties have agreed that the Escrow Agent may disburse the amount mentioned in clause 11(c) of the Consent Terms to Defendant Nos.1 to 3, 5 to 18, 20 to 28 and 30 to 36. It is also agreed that the original documents of title referred to in clause 15 of the Consent Terms shall simultaneously be handed over by the Escrow Agent to the Plaintiff. The Escrow Agents are present in Court. They are so directed. Upon doing so, the Escrow Agent shall stand discharged without any further act of the parties or order of the Court.

7. The undertakings contained in the Consent Terms are accepted.

. Refund as per rules.

. All parties including the Escrow Agent to act on an ordinary copy of this order duly authenticated by the Associate/Personal Assistant of this Court.